

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE BAYOU HEDGE FUND INVESTMENT LITIGATION 06 MD 1755 (CM)

THIS DOCUMENT RELATES TO:

SOUTH CHERRY STREET, LLC,

06 CV-02943 (CM)

AUG 24 2007

Plaintiff,

NOTICE OF APPEAL

-against-

HENNESSEE GROUP LLC, ELIZABETH LEE
HENNESSEE and CHARLES A. GRADANTE,

Defendants.

PLEASE TAKE NOTICE that Plaintiff South Cherry Street, LLC, through its attorneys Bingham McCutchen LLP, hereby appeals to the United States Court of Appeals for the Second Circuit from the Decision and Order Granting Defendants' Motion to Dismiss of the United States District Court for the Southern District of New York (McMahon, J.), dated July 31, 2007 and entered on August 4, 2007 (the "Decision and Order"), in its entirety.

A copy of the Decision and Order is attached as Exhibit "A."

Dated: New York, New York
August 24, 2007

BINGHAM MCCUTCHEN LLP

By: 

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